IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY NINTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE BILAL NAZKI

and
THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 23634 of 2004

Between:

Smt.Ghanta Venkataramana, W/o.Gopal,
R/o.Dadanagarpeta, Kagazhnagar, Adilabad District.

..... PETITIONER

AND

1 The Station House officer, Central Crime Station, Khammam.
2 The Superintendent of police, Khammam.
3 Inspector of police, Kagazhnagar, Adilabad Dist.
4 State of A.P.rep.by the Principal Secretary, Department of Home Secretariat, Hyderabad.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an order, direction or writ more particularly in the nature of writ of Habeas Corpus declaring that the action of the respondents in detaining in their custody the following persons, namely Ghanta Ramu S/o.Gopal aged 33 yrs, Ghanta Mallikarjuna S/o.Gopal aged about 22 years, and Pala Satyanarayana S/o. (Late) Venkataswamy, aged about 23 years, all resident of Kagazhnagar, for the period from 23/10/2004 till date is arbitrary, unlawful and unconstitutional, and further directing the respondents to forthwith produce the said detenus before this Hon'ble court and set them at liberty, and pass such other order or orders.

Counsel for the Petitioner: MR.K.BALAGOPAL

Counsel for the Respondents.: THE ADVOCATE GENERAL

The Court at the admission stage made the following :

Order: (per BN,J)

In response to the allegations of illegal detention, the respondents have filed a counter stating that the detenus were arrested in connection with crime No.130 of 2004 on 22.12.2004. Counsel for the petitioner however insists that the detenus were arrested on 23.10.2004. In any case, as on today, the detenus are in judicial custody. Therefore, no further orders are necessary to be passed in this writ petition. The alleged detenus are at liberty to seek appropriate remedy from appropriate Court. They are also at liberty to agitate the grievance relating to their actual date of arrest.

The writ petition is accordingly dismissed.

(BILAL NAZKI,J)

DATED 29..12..2004

(Dr.G.YETHIRAJULU,J)

msv

To

1 The Station House officer, Central Crime Station, Khammam.
2 The Superintendent of police, Khammam.

3 The Inspector of police, Kagazhnagar, Adilabad Dist.
4 The Principal Secretary, State of A.P. Home Department, Secretariat, Hyderabad.

5. 2 CCs to the Advocate General, High Court of A.P. Hyderabad.

6. 2 CD copies